

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF MISSISSIPPI  
EASTERN DIVISION**

**RON CHRIS FOSTER**

**PETITIONER**

**V.**

**NO. 1:08CV213-A-D**

**CHRISTOPHER EPPS, et al.**

**RESPONDENTS**

**FINAL JUDGMENT**

Upon consideration of the file and records in this action, the court finds that the Report and Recommendation of the United States Magistrate Judge dated June 22, 2009, was on that date duly served by mail upon Petitioner at his last known address; that more than ten days have elapsed since service of the Report and Recommendation; and that no objection to the Report and Recommendation has been served or filed by any party. The court is of the opinion that the Magistrate Judge's Report and Recommendation should be approved and adopted as the opinion of the court. Therefore, it is

**ORDERED:**

- 1) the Report and Recommendation of the United States Magistrate Judge dated June 22, 2009, is hereby APPROVED and ADOPTED as the opinion of the court;
- 2) the motion to dismiss (docket entry 13) is GRANTED;
- 3) the petition is DISMISSED with prejudice as untimely; and
- 4) this matter is CLOSED.

THIS the 14th day of July, 2009.

/s/ Sharion Aycock  
UNITED STATES DISTRICT JUDGE  
NORTHERN DISTRICT OF MISSISSIPPI